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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 10/563,388  | 01/04/2006  | Richard Spitz        | 10191/4494          | 2993             |
| 26646   | 7590        | 09/06/2006           | EXAMINER            |                  |
| KENYON & KENYON LLP<br>ONE BROADWAY<br>NEW YORK, NY 10004 |             |                      | STERRETT, JEFFREY L |                  |
|   |             |                      | ART UNIT            | PAPER NUMBER     |
|   |             |                      | 2838                |                  |

DATE MAILED: 09/06/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

|                              |                     |              |  |
|------------------------------|---------------------|--------------|--|
| <b>Office Action Summary</b> | Application No.     | Applicant(s) |  |
|                              | 10/563,388          | SPITZ ET AL. |  |
|                              | Examiner            | Art Unit     |  |
|                              | Jeffrey L. Sterrett | 2838         |  |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on \_\_\_\_\_.
- 2a) This action is **FINAL**.                            2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 14-28 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 14 and 28 is/are rejected.
- 7) Claim(s) 15-27 is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 04 January 2006 is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \*    c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

|   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | Paper No(s)/Mail Date. _____.   |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>1/4/06</u> . | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|   | 6) <input type="checkbox"/> Other: _____.                                   |

1. Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.
2. The cited references have not considered been considered because the information disclosure statement (IDS) does not complying with 37 CFR 1.98. 37 CFR 1.98(a)(2) requires a legible copy of: (1) each foreign patent; (2) each publication or that portion which caused it to be listed; (3) for each cited pending U.S. application, the application specification including claims, and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion, unless the cited pending U.S. application is stored in the Image File Wrapper (IFW) system; and (4) all other information, or that portion which caused it to be listed. Therefore, the references cited in the IDS have not been considered. Applicant is advised that the date of submission of any item of information or any missing elements will be the date of submission for purposes of determining compliance with the requirements based on the time of filing the IDS. See MPEP § 609.05(a).
3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claim 14 is rejected under 35 U.S.C. 102(b) as being anticipated by Turnbull (US 4,447,868).

Turnbull discloses a rectifier system comprising a rectifier bridge (73 or 175) for a three phase generator (A, B, and C) including a plurality of rectifier elements (SCR1-

SCR6 and 77-99 or 176-202) wherein at least some of the rectifier elements are different from the other rectifier elements in at least one property (transistors, SCR's, and diodes are known to operate differently).

5. Claim 14 is rejected under 35 U.S.C. 102(b) as being anticipated by Turnbull (US 4,449,176).

Turnbull discloses a rectifier system comprising a rectifier bridge (1) for a three phase generator (A, B, and C) including a plurality of rectifier elements (D1-D6 and T1-T4 or D1-D4, SCR1, SCR2, and T1-T4) wherein at least some of the rectifier elements are different from the other rectifier elements in at least one property (transistors, SCR's, and diodes are known to operate differently).

6. Claim 14 is rejected under 35 U.S.C. 102(b) as being anticipated by Pelly (US 6,038,155).

Pelly discloses a rectifier system comprising a rectifier bridge (11) for a three phase generator (U, V, and W) including a plurality of rectifier elements (SCR's and diodes) wherein at least some of the rectifier elements are different from the other rectifier elements in at least one property (SCR's and diodes are known to operate differently).

7. Claim 28 rejected under 35 U.S.C. § 103(a) as being unpatentable over Pelly in combination with Ioroi et al (US 5,200,887).

Pelly teaches a rectifier system as recited by claim 28 except for specifying the number of diodes as nine. Ioroi et al teaches as old and known in the art at the time of the invention a rectifier system specifying the number of diodes as nine. It would have

been obvious to one of ordinary skill in the art at the time of the invention to have modified the rectifier system of Pelly by specifying the number of diodes as nine as taught by Ioroi et al.

8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Peterson (US 4,924,371) and Spitz et al (US 6,538,910) are cited to show three phase rectifier systems old and known in the art at the time of the invention.

Forster et al (US 3,953,781), Peron (US 6,222,749), and Roux (US 6,411,535) are cited to show rectifier systems old and known in the art at the time of the invention.

9. Claims 15-27 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffrey L. Sterrett whose telephone number is (571) 272-2085. The examiner can normally be reached on Monday-Thursday & 8:00am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Karl D. Easthom can be reached on (571) 272-1989. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Jeffrey L. Sterrett  
Primary Examiner  
Art Unit 2838

